FEB 2 0 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RICHARD M. CHESBROUGH, STEVEN E. FIELD, RYAN L. GOOSEN, ANDREW R. SQUIRES

AND RONALD B. PEEL

For:

APPARATUS AND METHOD FOR IMPLANTING A PRELOADED LOCALIZATION WIRE

Serial No.:

10/707,043

Examiner:

Filed:

November 17, 2003

Group Art Unit:

3763

Docket No.:

71202-0045

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450,

transmitted by facsimile to the Patent and Trademark Office. to Examiner

Alexandria, VA 22313-1450.

Kathryn H. Heyer (type or print name of person certifying)

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The enclosed references listed on the attached Form PTO/SB/08A are submitted pursuant to 37 C.F.R. §§ 1.97-1.99 in accordance with Applicants' duty of disclosure as set forth at 37 C.F.R. § 1.56.

This Information Disclosure Statement is submitted within three months of the application filing date.

The submission of the accompanying information is not intended to imply that more pertinent prior disclosures may not exist, nor is it an admission by Applicants that any one or more of the submitted documents form a part of the scope and content of the prior art.

Respectfully submitted,

RICHARD M. CHESBROUGH ET AL.

Dated: 2 116 04

Mark A. Davis, Reg. No. 37,118

McGarry Bair PC

171 Monroe Avenue, NW, Suite 600

Grand Rapids, Michigan 49503 Telephone: (616) 742-3500

FEB 2 0 2004 PER PRADENTAL

Substitute for form 1449/PTO

11

PTO/SB/08A (04-03)

Approved for use through 04/30/2003, OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATIO	N DI	SCLO	SURE
STATEMENT	BY A	APPLI	CANT

(Use as many sheets as necessary)

Complete if Known		
Application Number	10/707,043	
Filing Date	November 17, 2003	
First Named Inventor	Richard M. Chesbrough	
Art Unit	3763	
Examiner Name		
Attorney Docket Number	71202-0045	

Examiner	Cita	Decree and Morella	U. S. PATENT DO		T 2
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (f known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	 	US-	-		
		US-			
-		US-			
		US-			
		US-	 		
	-	US-	1		
-		US-			
	-	US-			
-		US			
		US-			
	 	US-			

Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T⁵
		EP 1 306 097 A1	05/02/2003	Becton, Dickinson and Company		
		EP 1 317 938 A1	06/11/2003	Sakharam D. Mahurkar		
		,				_
						_
						<u> </u>

Examiner	Date	
Signature	Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Nind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.